

AMENDED IN ASSEMBLY JANUARY 7, 2010

AMENDED IN ASSEMBLY JANUARY 4, 2010

AMENDED IN ASSEMBLY APRIL 13, 2009

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 967

Introduced by Assembly Members Ma and Lieu

February 26, 2009

An act to amend Section 400 of the Family Code, relating to marriage.

LEGISLATIVE COUNSEL'S DIGEST

AB 967, as amended, Ma. Marriages.

Existing law provides that a marriage may be solemnized by authorized persons of any religious denomination, by specified legislators, constitutional officers, and California Members of Congress, while those persons are currently holding that office, and by specified justices, judges, and magistrates, both current and retired.

This bill would authorize ~~an elected~~ a mayor of a city, while that person holds that office, to solemnize a marriage ceremony.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 400 of the Family Code is amended to
- 2 read:
- 3 400. Marriage may be solemnized by any of the following who
- 4 is of the age of 18 years or older:

1 (a) A priest, minister, rabbi, or authorized person of any religious
2 denomination.

3 (b) A judge or retired judge, commissioner of civil marriages
4 or retired commissioner of civil marriages, commissioner or retired
5 commissioner, or assistant commissioner of a court of record in
6 this state.

7 (c) A judge or magistrate who has resigned from office.

8 (d) Any of the following judges or magistrates of the United
9 States:

10 (1) A justice or retired justice of the United States Supreme
11 Court.

12 (2) A judge or retired judge of a court of appeals, a district court,
13 or a court created by an act of Congress the judges of which are
14 entitled to hold office during good behavior.

15 (3) A judge or retired judge of a bankruptcy court or a tax court.

16 (4) A United States magistrate or retired magistrate.

17 (e) A legislator or constitutional officer of this state or a Member
18 of Congress who represents a district within this state, while that
19 person holds office.

20 ~~(f) A mayor of a city elected in accordance with Article 3~~
21 ~~(commencing with Section 34900) of Chapter 4 of Part 1 of~~
22 ~~Division 2 of Title 4 of the Government Code, while that person~~
23 ~~holds office.~~

24 *(f) A mayor of a city, while that person holds office.*